

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**PHILLIP JOHANN ROBINSON,**

**Defendant.**

Defendant argues that the Court's Judgment violated the United States Court of Appeals's holding in United States v. Johnson, 48 F.3d 806 (1995), which holds that a district court may not delegate its authority to determine the amount and timing of the collection of restitution. Upon reviewing the Defendant's judgment in this case, this Court concludes that it did not improperly delegate its authority with regard to the collection of Defendant's restitution. That is, the Court set forth the total amount of restitution owed by the Defendant as well as the amount and timing of the payments.

**IT IS, THEREFORE, ORDERED** that Defendant's Motion for Temporary Restraining Order is **DENIED**.

**Signed: June 23, 2005**

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
Chief United States District Judge

